

FOIA, USCIS

From: webpublishing@hq.dhs.gov on behalf of WCM DHS <wcmmonitoring@dhs.gov>
Sent: Thursday, May 30, 2019 12:02 PM
To: FOIA, USCIS
Subject: Form submission from DHS FOIA / Privacy Act Request Submission Form

Categories: UNP

Submitted on Thursday, May 30, 2019 - 13:02 Submitted by user Anonymous Submitted values are:

Select the DHS component you wish to submit your request to United States Citizenship and Immigration Services (USCIS)

Title

First Name Emma

Middle Initial.

Last Name Best

Suffix

Email Address: 74160-02469868@requests.muckrock.com

Country. United States

Address 1 MuckRock News DEPT MR 73737

Address 2 411A Highland Ave

City Somerville

State Massachusetts

Zip Code 02144

Telephone Number

Fax Number

Are you requesting records on yourself? No If yes, you must check the perjury statement

By initialing here you are providing your electronic signature..

Please describe the records you are seeking as clearly and precisely as possible

To Whom It May Concern.

- Pursuant to the Freedom of Information Act, I hereby request the following records

Copies of documents, including but not limited to emails, memos, letters, reports, briefs and call logs, referring to, discussing or generated as a result of referrals to and consultations with the Federal Bureau of Investigation and other components of the Department of Justice (Criminal Division, Civil Division, National Security Division, the Attorney General's office, etc.), regarding instances of unauthorized disclosures of information (AKA leaks) for investigation and/or prosecution between January 20, 1981 (or the date of creation of this agency, whichever came first) and the present

I request "news media" status and a fee waiver, see attached

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

Emma Best

Attachments

https://cdn.muckrock.com/outbound_composer_attachments/TheEmmaBest/70885/Fee20category20and20search20parameters.pdf

Upload documents directly

https://accounts.muckrock.com/accounts/login/?url_auth_token=AAAJ-WdBFYnPUWnCxENDxizUa-M%3A1hWONn%3AhC5XQyTwKoZm6Q94wQfJtYvofw&next=https%3A%2F%2Fwww.muckrock.com%2Faccounts%2Flogin%2F%3Fnext%3D%252Faccounts%252Fagency_login%252Fus-citizenship-and-immigration-services-182%252Fleak-referrals-and-consultations-us-citizenship-and-immigration-services-74160%252F%253Femail%253Duscis-foia%252540dhs.gov

I am willing to pay fees for this request up to the amount of \$ 1. Select from the list below. A representative of the news media seeking information as part of a news gathering effort and not for commercial use.

I request a waiver of all fees for this request. I request a waiver of all fees for this request.

Please provide an explanation for your request for a fee waiver.

I am a member of the news media and request classification as such. I have previously written about the government and its activities, with some reaching over 100,000 readers in outlets such as Gizmodo, MuckRock, Motherboard, Property of the People, AND Magazine, Unicorn Riot, and more. As such, as I have a reasonable expectation of publication and my editorial and writing skills are well established.

In addition, I discuss and comment on the files online and make them available through non-profits such as the library Internet Archive and the journalist non profit, MuckRock, disseminating them to a large audience.

While my research is not limited to this, a great deal of it, including this, focuses on the activities and attitudes of the government itself. As such, it is not necessary for me to demonstrate the relevance of this particular subject in advance. Additionally, case law states that "proof of the ability to disseminate the released information to a broad cross-section of the public is not required." Judicial Watch, Inc. v. Dep't of Justice, 365 F.3d 1108, 1126 (D.C. Cir. 2004), see Carney v. U.S. Dep't of Justice, 19 F.3d 807, 814-15 (2d Cir. 1994). Further, courts have held that "qualified because it also had 'firm' plans to 'publish a number of 'document sets'" concerning United States foreign and national security policy."

Under this criteria, as well, I qualify as a member of the news media.

Additionally, courts have held that the news media status "focuses on the nature of the requester, not its request. The provision requires that the request be 'made by' a representative of the news media. Id. § 552(a)(4)(A)(ii)(II). A newspaper reporter, for example, is a representative of the news media regardless of how much interest there is in the story for which he or she is requesting information." As such, the details of the request itself are moot for the purposes of determining the appropriate fee category. As my primary purpose is to inform about government activities by reporting on it and making the raw data available, I request that fees be waived.

Please select and describe in detail if you believe your request warrants expeditious handling.

Please provide information to support your selection.